IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 965 OF 2007

Dhiraj Mansion Co-operative Housing
Society Ltd. & Ors. ...Petitioners
V/s.
The Deputy Registrar,
Co-operative Societies, 'D'Ward & Anr. ...Respondents

Mr.Rahul Rao with I.V. Rao for the Petitioners.
Ms.Mamta Sadh, AGP for the Respondents.

CORAM : V.M. KANADE, J.

DATED : MAY 3, 2007

P.C. :-

1. Heard the learned Counsel for the petitioners.

2. The petitioners are challenging the Show Cause Notice issued by the Deputy Registrar, Co-operative Societies, 'D'Ward, Mumbai, dated 10th April, 2007. In the said Show Cause Notice, the petitioners have been asked to show cause why the Administrator should not be appointed.

3. The learned AGP for the State submits that this petition has been filed prematurely and no order has been passed by the Deputy Registrar.

4. In my view, the AGP is justified in raising this objection. The petitioners are always at liberty to challenge the order passed by the Deputy Registrar, if it is passed against them.

5. The learned Counsel for the petitioners submits that if any adverse order is passed by the respondent, the same may be stayed for a period of 45 days. This prayer cannot be granted at this stage. The petitioners are at liberty to approach the Vacation Court if any adverse order is passed against them.

. Writ petition is disposed of in the above terms.

(V.M. KANADE, J.)